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(066516.0116)

PATENT
Serial No. 09/736,693

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 03 2004



In re Application of: David C. Campbell et al
U.S. Patent Serial No.: 09/736,693
Filing Date: December 13, 2000
Examiner: Albert W. Paladini
Group No.: 2125
Confirmation No.: 7825
Title: *System and Method for Automatically Designing Communications Circuits*

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Terminal Disclaimer to Obviate Double Patenting Rejection
(37 C.F.R. § 1.321 (c)) and Certificate Under 37 C.F.R. § 3.73 (b)

I, Jonathan K. Hustis, Executive Vice President – Legal, of MetaSolv Software, Inc. 5556 Tennyson Parkway, Plano, Texas 75024, represent that MetaSolv Software, Inc. is the assignee and the exclusive owner of the entire right, title and interest of, in and to Application Serial No. 09/736,693, filed on December 13, 2000, for *System and Method for Automatically Designing Communications Circuits*, as indicated by the Assignment Records of the U.S. Patent and Trademark Office at Reel 11649, Frame 0331 ('693 Application); that to the best of assignee's knowledge and belief, title is in the assignee seeking to take action; and that I am empowered to act on behalf of assignee.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United

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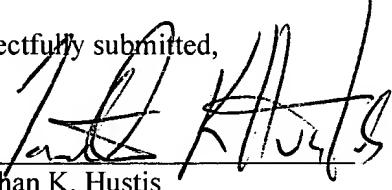
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States Code, and that such willful false statements may jeopardize the validity of the Application or any patent issuing thereon.

MetaSolv Software, Inc. hereby disclaims the terminal part of any patent granted on the '*693 Application*' that would extend beyond the expiration date of U.S. Patent 6,643,837, filed December 13, 2000, also assigned to and owned by MetaSolv Software, Inc. as indicated by the Assignment Records of the U.S. Patent and Trademark Office at Reel 11372, Frame 0299 ('*837 Patent*'), and hereby agrees that any patent so granted on the '*693 Application*' shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the '*837 Patent*', this agreement to run with any patent granted on the '*693 Application*' and to be binding upon the grantee, its successor or assigns.

MetaSolv Software, Inc. does not disclaim any terminal part of any patent granted on the '*693 Application*' prior to the expiration of the full statutory term of the '*837 Patent*' in the event that one or more of the following occurs: the '*837 Patent*' expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

29 October 2004
Date

Respectfully submitted,


Jonathan K. Hustis
Executive Vice President - Legal